

**The Kentucky Board of Ophthalmic Dispensers**  
**September 21, 2011**

A regular meeting of the Kentucky Board of Ophthalmic Dispensers was conducted September 21, 2011, at the Office of Occupations and Professions, 911 Leawood Drive, Frankfort, Kentucky.

Members Present

Granville Smith, Chairman  
Melanie Abner, Secretary  
Dr. Kevin Stallard  
Dr. Gary Wortz

Occupations and Professions Staff Present

Lindsey Lane, Board Administrator  
Jeremy Horton, Deputy Executive Director

Others Present

J. Michael West, Board Counsel/ Assistant Attorney General  
Byron Brentlinger, Board Investigator

Members Absent

Charlotte Whittaker

**Call to Order**

Chairman Smith called the meeting to order at 10:05 a.m.

Carolyn Benedict, of the Office of Occupations and Professions swore in new Board Member Dr. Gary Wortz who is replacing Dr. John Gleason.

**Approval of Minutes**

Ms. Abner made a motion to approve the meeting minutes from the July 20, 2011 meeting with some revisions to be made. Dr. Stallard seconded that motion and it carried unanimously.

**Approval of 2010 Financial Statements**

Ms. Abner made a motion to approve the financial statement presented to the Board. Dr. Stallard seconded that motion and it carried.

**Executive Director's Report**

Mr. Horton discussed the memo that was sent to all members from Executive Director Shannon Tivitt regarding the Biennium Budget. The Board understood the memo and requested they still receive the license cards from the third party source the O&P office uses.

**Board Counsel Report**

Assistant Attorney General, Michael West reported he had received a settlement from Sears Optical and needed the Boards approval on their Alford Plea. Ms. Abner made a motion to approve. Dr. Stallard seconded that motion and it carried. A check for \$2,000.00 was submitted to the Boards account.

### **Ophthalmic Inspector Report**

Mr. Brentlinger reported he made four different stops to stores for inspection. He visited Sears Optical in Jefferson Mall where there were no customers in the store but there were also no licensed Opticians. Dr. Stallard made a motion for Attorney West to send a letter to the store. Dr. Wortz seconded that motion and it carried. Mr. Brentlinger also inspected JC Penny Optical in Louisville, Lenscrafters in Louisville, and Wal Mart Vision Center in Louisville. All three of these stores were in compliance.

Ms. Lane informed the Board of a service station that had contacted her regarding the sale of color contact lenses that are used for cosmetic purposes and are not prescription. Dr. Wortz spoke about several cases he had seen where these were extremely harmful to the consumer and the Board needed to make these stores aware that they are in fact illegal to sell. Dr. Stallard informed the Board of a store he had recently seen and made a motion for Board Investigator, Byron Brentlinger to visit the store and purchase a pair of the contact lens as the business had already been asked not to sell these. Dr. Wortz seconded that motion and it carried. Dr. Wortz will send Ms. Lane a Notification for the Board's website that talks about the danger of these lenses and how they cannot be sold.

### **Licensure Status Report**

The Licensure Status Report showed there are currently 191 active Apprentice Ophthalmic Dispensers, and 648 Ophthalmic Dispensers. There are currently 75 Inactive Ophthalmic Dispensers.

### **Approval of Apprentice Applications**

Ms. Abner made a motion to approve the following applicants for apprentice ophthalmic dispenser licenses:

1. Lisa Benson – Lenscrafters, Ledbetter, KY
2. Michelle Hunter – Wal Mart Vision Center, Leitchfield, KY
3. Dale Ratliff – Eyeglass World, Lexington, KY
4. Cassie Royce – Sam's Club, Lexington, KY
5. Alexandra (Katie) Battistelli, Eyeglass World, Nicholasville, KY
6. Michelle Cooper – Eyemart Express, Florence, KY

Dr. Stallard seconded that motion and it carried.

### **Approval of Continuing Education**

Ms. Abner made a motion to approve the Costco Vision Expo for half credit for Kentucky licensees. Dr. Stallard seconded that motion and it carried.

### **Additional Business**

Chairman Smith gave an update on the National Practical and hopes Kentucky can begin using this exam in July. Attorney West made the Board aware that they will have to vote on this issue as it gets closer to the date. Chairman Smith also requested approval to attend the ABO/NCLE Board of Directors meeting in San, Diego. Ms. Abner made a motion to approve the out of state travel. Dr. Wortz seconded that motion and it carried.

**Approval of Travel and Per Diem**

Ms. Abner made a motion to approve travel and per diem for the members attending today's meeting. The motion, seconded by Dr. Stallard, carried.

**Next Meeting**

The next meeting of the Board will be Wednesday, November 16 at 10:00 a.m. The Practical will be given at 1:00pm.

**Adjournment**

Having no further business to bring before the board, Ms. Abner made a motion to adjourn at 11:25 am. The motion, seconded by Dr. Stallard, carried.



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Granville Smith, Chairman